

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 2024 - HB 2859

March 13, 2022

SUMMARY OF BILL: Establishes a process by which a person may voluntarily waive their right to lawfully purchase or possess a firearm.

Requires the person to file a voluntary waiver of firearm rights form with the clerk of the circuit court in the county of the person's residence. Requires the clerk to transmit the accepted form to the Department of Safety (DOS) by the end of the business day on which the form was received. Requires DOS to enter the voluntary waiver of firearm rights into the national instant criminal background check system and other federal or state computer-based systems used by law enforcement agencies to identify prohibited purchasers of firearms within 24 hours of receipt of the form.

Allows the person, no sooner than seven calendar days after filing a voluntary waiver of firearm rights, to file a revocation of the voluntary waiver of firearm rights with the clerk of the circuit court in which the voluntary waiver of firearm rights form was filed. Requires the clerk to transmit the accepted form to DOS by the end of the business day on which the form was received, and destroy all records related to the person's voluntary waiver of firearm rights and revocation of voluntary waiver of firearm rights. Requires, within seven days of receiving a revocation of voluntary waiver of firearm rights, DOS to remove the person from the national instant criminal background check system and other federal or state computer-based systems used by law enforcement to identify prohibited purchasers of firearms in which the person's voluntary waiver of firearm rights was entered. Requires DOS to destroy all records related to the person's voluntary waiver of firearm rights and revocation of voluntary waiver of firearm rights.

Establishes that a person who knowingly makes a false statement regarding the person's identity on a voluntary waiver of firearm rights form or a revocation of voluntary waiver of firearm rights form commits the offense of perjury.

Requires the Administrative Office of the Courts (AOC) to develop the voluntary waiver and revocation forms, make them available to the public on its website, and distribute them to all circuit court clerks. Requires the circuit court clerks to make the forms available on the clerks' websites.

FISCAL IMPACT:

NOT SIGNIFICANT

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Assumptions:

- Based on information provided by DOS, the proposed legislation will create no significant fiscal impact to the department.
- The AOC can develop, distribute, and post the forms to the AOC website utilizing existing office resources.
- The proposed legislation is not expected to create a significant additional administrative burden on the circuit court clerks; any fiscal impact to the local courts is estimated to be not significant.
- The proposed legislation is not estimated to result in a significant increase in the number of convictions for perjury.
- Any fiscal impact to state or local government is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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